



Environmental Protection Agency

P.O. Box 915 Rockford, IL. 61105

815/987-7404

EPA Region 5 Records Ctr.



352039

Refer to: Winnebago County - 20103502 - Rockton/United Recovery

November 9, 1983

Mr. Earnest H. Brown
United Recovery
5269 Rowena Drive
Roscoe, IL 61073

CERTIFIED MAIL

Dear Mr. Brown:

This Agency has previously informed you of apparent non-compliance with the requirements of the Illinois Environmental Protection Act and the Rules and Regulations of the Illinois Pollution Control Board. The provisions of the Act and the Board Rules allegedly violated are set forth in Attachment A to this letter.

Please be advised that this matter has been referred to the Agency's legal staff for the preparation of a formal enforcement case. The Agency intends to refer this matter to the Attorney General's office for the filing of a formal complaint.

In accordance with Section 31(d) of the Environmental Protection Act, the Agency will provide you with an opportunity to meet with appropriate Agency personnel in an effort to resolve such conflicts which could otherwise lead to the filing of a formal complaint. This meeting is required to be held within 30 days of your receipt of this notice unless the Agency agrees to a postponement.

Please contact Ms. Heidi Hanson of the Agency's legal staff to set a date and time for the meeting. Ms. Hanson may be reached at 217/782-5544.

Sincerely,

Robert A. Wengrow, Rockford Region Manager
Field Operations Section
Division of Land Pollution Control

RAW/PDL/bjs

cc: Division File ✓

H. Hanson - Enforcement

~~Robert A. Wengrow~~ FOS Mgr.

R. Wengrow - Rockford FOS

J. Svoboda - Enforcement Mgr.

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STATE OF ILLINOIS**

ATTACHMENT A

I. Sections of the Illinois Environmental Protection Act (Ill. Rev. Stats. 1981, Ch. III $\frac{1}{2}$, pars. 1001 et seq.) apparently violated at your facility are as follows:

A. Section 21(d)(1) Ill. Rev. Stats. 1981, Ch. III $\frac{1}{2}$, par. 1021(d)(1), which provides, in pertinent part:

"No person shall:

(d) Conduct any waste-storage, waste-treatment, waste-disposal or special waste-transportation operation:

1. without a permit granted by the Agency or in violation of any conditions imposed by such permit, . . . , as may be necessary to assure compliance with this Act and with regulations and standards adopted thereunder, . . ."

II. The rules of Chapter 9 of the Illinois Pollution Control Board Rules and Regulations: Special Waste Hauling Regulations, apparently violated at your facility are as follows:

302 Requirements for Acceptance of Special Waste from Haulers

A. No person shall accept any special waste for disposal, storage or treatment within Illinois from a special waste hauler unless the special waste hauler has a valid special waste hauling permit issued by the Agency under Part II of this Chapter and concurrently presents to the receiver of the special waste, or his agent, a completed, signed manifest as required by Part V of this Chapter, which manifest designates the receiver's facility as the destination for the special waste.

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STATE OF ILLINOIS**